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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 BRANDON A. PINOLA,

11 Petitioner,

No. 2:12-cv-2761 EFB P

12 vs.

13 STATE OF CALIFORNIA,

14 Respondent.

ORDER

15 \_\_\_\_\_/  
16 Petitioner is a state prisoner without counsel seeking a writ of habeas corpus pursuant to  
17 28 U.S.C. § 2254. Petitioner requests the court appoint counsel. However, petitioner has  
18 commenced this action in the wrong district.

19 Petitioner was convicted in the Mendocino County Superior Court, but is confined at  
20 Pleasant Valley State Prison. Although this court and the United States District Court in the  
21 district where petitioner was convicted both have jurisdiction, *see Braden v. 30th Judicial*  
22 *Circuit Court*, 410 U.S. 484, 499-500 (1973), witnesses and evidence necessary for the  
23 resolution of petitioner's application are more readily available in the county of conviction, *Id.* at  
24 499 n. 15; 28 U.S.C. § 2241(d).


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1 Therefore, the court takes no action on petitioner's motion for appointment of counsel,  
2 and transfers this action to the United States District Court for the Northern District of  
3 California. 28 U.S.C. §§ 84(a); 1404(a).

4 Accordingly, it is ORDERED that this action is transferred to the United States District  
5 Court for the Northern District of California.

6 Dated: November 9, 2012.

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8 EDMUND F. BRENNAN  
9 UNITED STATES MAGISTRATE JUDGE  
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